

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In Re Application of: |) Confirmation No. 1464 |
| |) |
| Marshall Thomas DePue, et al. |) |
| |) Examiner: David Lee Lewis |
| SERIAL NO.: 10/826,799 |) |
| |) |
| FILING DATE: April 15, 2004 |) Art Unit: 2629 |
| |) |
| TITLE: OPTICAL DEVICE THAT |) |
| MEASURES DISTANCE |) Atty Dkt:10030184-1 |
| BETWEEN THE DEVICE |) |
| AND A SURFACE |) |
| |) |

RESPONSE TO OFFICE ACTION MAILED JANUARY 30, 2008

To: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This is in response to the Office action mailed January 30, 2008, in the above-referenced application. Please amend the application as indicated on the following pages. Amendments to the claims begin on page 2.